

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Tad Schlatre, Individually and on Behalf of All Others

Similarly Situated,

Plaintiff(s),

vs.

Marathon Digital Holdings Inc. f/k/a Marathon Patent Group,
Inc., et al.

Defendant(s).

Case # 2:21-CV-02209-RFB-NJK

**VERIFIED PETITION FOR
PERMISSION TO PRACTICE
IN THIS CASE ONLY BY
ATTORNEY NOT ADMITTED
TO THE BAR OF THIS COURT
AND DESIGNATION OF
LOCAL COUNSEL**

FILING FEE IS \$250.00

Jeremy A. Lieberman _____, Petitioner, respectfully represents to the Court:
(name of petitioner)

1. That Petitioner is an attorney at law and a member of the law firm of

Pomerantz LLP

(firm name)

with offices at 600 Third Avenue, Floor 20
(street address)

New York, New York, 10016,
(city) (state) (zip code)

212-661-1100, jalieberman@pomlaw.com.
(area code + telephone number) (Email address)

2. That Petitioner has been retained personally or as a member of the law firm by

Tad Schlatre to provide legal representation in connection with
[client(s)]

the above-entitled case now pending before this Court.

7 4. That Petitioner was admitted to practice before the following United States District
8 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts
9 of other States on the dates indicated for each, and that Petitioner is presently a member in good
10 standing of the bars of said Courts.

11	Court	Date Admitted	Bar Number
12	See Exhibit A.		
13			
14			
15			
16			
17			
18			

19 5. That there are or have been no disciplinary proceedings instituted against petitioner,
20 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory
21 or administrative body, or any resignation or termination in order to avoid disciplinary or
22 disbarment proceedings, except as described in detail below:

(State "none" if Petitioner has no disciplinary proceedings, etc.)

None.

1 6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give
2 particulars if ever denied admission):

(State "none" if Petitioner has never been denied admission.)

None.

7. That Petitioner is a member of good standing in the following Bar Associations.

(State "none" if Petitioner is not a member of other Bar Associations.)

None.

10 8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2
11 (formerly LR 1A 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

14 See Exhibit B.
15 _____
16 _____
17 _____
18 _____

(If necessary, please attach a statement of additional applications)

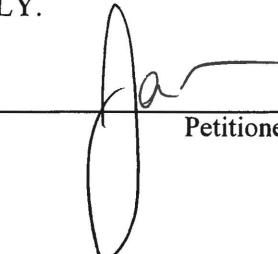
20 9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the
21 State of Nevada with respect to the law of this state governing the conduct of attorneys to the same
22 extent as a member of the State Bar of Nevada.

23 10. Petitioner agrees to comply with the standards of professional conduct required of
24 the members of the bar of this court.

25 11. Petitioner has disclosed in writing to the client that the applicant is not admitted to
26 practice in this jurisdiction and that the client has consented to such representation.

1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
2 FOR THE PURPOSES OF THIS CASE ONLY.

3
4 STATE OF New York }
5 COUNTY OF New York }

 Petitioner's signature

6
7 Jeremy A. Lieberman, Petitioner, being first duly sworn, deposes and says:
8 That the foregoing statements are true.

9
10 Subscribed and sworn to before me this

11 20th day of December, 2021.

12  Notary Public or Clerk of Court

13 ELAINE F. GOODMAN
Notary Public - State of New York
Commission No. 01GO6277645
Qualified in New York County
My Commission Expires Mar. 11, 2025

14
15
16 **DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO
THE BAR OF THIS COURT AND CONSENT THERETO.**

17 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
18 believes it to be in the best interests of the client(s) to designate Andrew R. Muehlbauer,
19 (name of local counsel)
Attorney at Law, member of the State of Nevada and previously admitted to practice before the
20 above-entitled Court as associate resident counsel in this action. The address and email address of
21 said designated Nevada counsel is:

22
23 Muehlbauer Law Office, Ltd., 7915 West Sahara Ave., Suite 104
_____,
(street address)

24 Las Vegas, Nevada, 89117,
(city) (state) (zip code)

25 702-330-4505, Andrew@mlolegal.com.
(area code + telephone number) (Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes
2 agreement and authorization for the designated resident admitted counsel to sign stipulations
3 binding on all of us.

4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6

7 The undersigned party(ies) appoint(s) Andrew R. Muehlbauer as
8 (name of local counsel)
his/her/their Designated Resident Nevada Counsel in this case.

9

10 
(party's signature)

11

12 Tad Schlatre
(type or print party name, title)

13

14 (party's signature)

15

16 (type or print party name, title)

17

18 **CONSENT OF DESIGNEE**

19 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

20

21 Designated Resident Nevada Counsel's signature

22

10161 Andrew@mlolegal.com
Bar number Email address

23

APPROVED:

24

DATED this 3rd day of January, 2022.

25

26

27


RICHARD F. BOULWARE, II
United States District Judge

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes
2 agreement and authorization for the designated resident admitted counsel to sign stipulations
3 binding on all of us.

4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6

7 The undersigned party(ies) appoint(s) Andrew R. Muehlbauer as
8 (name of local counsel)
his/her/their Designated Resident Nevada Counsel in this case.

9

10 _____
(party's signature)

11 _____
Tad Schlatre
(type or print party name, title)

12

13 _____
(party's signature)

14

15 _____
(type or print party name, title)

16

17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

19

20 _____
Designated Resident Nevada Counsel's signature

21 10161 Andrew@mlolegal.com
Bar number Email address

22

23 APPROVED:

24 Dated: this _____ day of _____, 20 ____.

25

26 _____
UNITED STATES DISTRICT JUDGE

1
2
3
4
5
6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 TAD SCHLATRE, Individually and on Behalf of
9 All Others Similarly Situated,

10 Plaintiff,

11 v.

12 MARATHON DIGITAL HOLDINGS, INC. f/k/a
13 MARATHON PATENT GROUP, INC.,
14 MERRICK D. OKAMOTO, FREDERICK G.
15 THIEL, and SIMEON SALZMAN,

16 Defendants.

17 Case No.: 2:21-cv-02209-RFB-NJK

18 **CERTIFICATION OF**
19 **JEREMY A. LIEBERMAN**

1. I am an attorney with the law firm of Pomerantz LLP, 600 Third Avenue, 20th Floor, New
2 York, New York 10016.

3. I make this certification pursuant to LR IA 11-2(b)(3).

4. I have been a member in good standing of the bars set forth on Exhibit A annexed hereto.

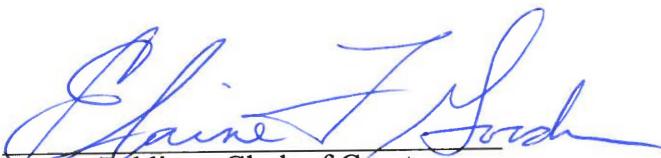
5. Attached as Exhibit C is my Certificate of Good Standing to the Supreme Court for the
6 State of New York, Appellate Division, Second Judicial Department. This is the only state court where I
7 am admitted. All of my other admissions are to federal courts.

8. I am in good standing in every court where I have been admitted to practice.

9. There are no disciplinary proceedings pending against me as a member of the Bar in any
10 jurisdiction where I am admitted to practice.

11
12
13 Jeremy A. Lieberman
14
15

16 Subscribed and sworn to before me this 20th day of December, 2021.

17 
18 Notary Public or Clerk of Court

21 ELAINE F. GOODMAN
Notary Public - State of New York
Commission No. 01GO6277645
Qualified in New York County
My Commission Expires Mar. 11, 2025

Exhibit A

Jeremy A. Lieberman Attorney Admissions Chart

<u>Attorney Name</u>	<u>Court Name</u>	<u>Attorney Bar Number</u>	<u>Date of Admission</u>
Jeremy Alan Lieberman	Supreme Court, State of New York, Second Department	4161352	Wednesday, September 17, 2003
Jeremy Alan Lieberman	United States District Court, Southern District of New York	JL 6130	Tuesday, January 10, 2006
Jeremy Alan Lieberman	United States District Court, Eastern District of New York	JL1173	Tuesday, January 10, 2006
Jeremy Alan Lieberman	United States Court of Appeals for the Second Circuit	09-201182	Monday, November 09, 2009 (admitted); Wednesday, October 29, 2014 (renewed); Wednesday, September 11, 2019 (renewed)
Jeremy Alan Lieberman	United States Court of Appeals for the Ninth Circuit	No such number assigned.	Thursday, March 3, 2011
Jeremy Alan Lieberman	United States District Court, Northern District of Illinois	4161352	Friday, August 31, 2012
Jeremy Alan Lieberman	United States District Court, Southern District of Texas	No such number assigned.	Tuesday, November 26, 2013
Jeremy Alan Lieberman	United States Court of Appeals for the Third Circuit	No such number assigned.	Friday, January 31, 2014
Jeremy Alan Lieberman	United States Court of Appeals for the Tenth Circuit	No such number assigned.	Wednesday, March 5, 2014
Jeremy Alan Lieberman	United States District Court, District of Colorado	No such number assigned.	Friday, June 13, 2014 (admitted); Tuesday, September 29, 2020 (renewed)
Jeremy Alan Lieberman	United States District Court, Eastern District of Michigan	No such number assigned.	Thursday, June 19, 2014

Jeremy A. Lieberman Attorney Admissions Chart

<u>Attorney Name</u>	<u>Court Name</u>	<u>Attorney Bar Number</u>	<u>Date of Admission</u>
Jeremy Alan Lieberman	United States Court of Appeals for the Sixth Circuit	No such number assigned.	Friday, January 30, 2015
Jeremy Alan Lieberman	United States Court of Appeals for the Fourth Circuit	No such number assigned.	Thursday, June 11, 2015
Jeremy Alan Lieberman	United States Court of Appeals for the Eleventh Circuit	No such number assigned.	Wednesday, April 6, 2016
Jeremy Alan Lieberman	Supreme Court of the United States	303778	Monday, November 27, 2017
Jeremy Alan Lieberman	United States District Court, Northern District of New York	700864	Tuesday, March 26, 2019
Jeremy Alan Lieberman	United States Court of Appeals for the First Circuit	1173466	Thursday, June 13, 2019
Jeremy Alan Lieberman	United States District Court, Western District of New York	No such number assigned.	Thursday, September 26, 2019
Jeremy Alan Lieberman	United States Court of Appeals for the Fifth Circuit	No such number assigned.	Tuesday, October 6, 2020
Jeremy Alan Lieberman	United States District Court, Eastern District of Wisconsin	No such number assigned.	Tuesday, November 30, 2021

Exhibit B

Jeremy A. Lieberman Pro Hac Vice Admissions

Date of Application	Cause	Title of Court, Administrative Body, or Arbitrator	Was Application Granted or Denied?
April 13, 2020	Chase v. Paysign, Inc., et al., Case No. 20-CV-00585 (D. Nev.)	United States District Court, District of Nevada	Granted
November 5, 2020	'The Daniels Family 2001 Revocable Trust v. Las Vegas Sands Corp., et al., Case No. 20-CV-01958 (D. Nev.)	United States District Court, District of Nevada	Granted
January 27, 2021	Shi v. Paysign, Inc., et al., Case No. 20-CV-00553 (D. Nev.)	United States District Court, District of Nevada	Granted
September 15, 2021	Luo v. Spectrum Pharmaceuticals, Inc., et al., Case No. 21-CV-01612 (D. Nev.)	United States District Court, District of Nevada	Granted

Exhibit C



*Appellate Division of the Supreme Court
of the State of New York
Second Judicial Department*

I, Maria T. Fasulo, Acting Clerk of the Appellate Division of the Supreme Court of the State of New York, Second Judicial Department, do hereby certify that

Jeremy Alan Lieberman

was duly licensed and admitted to practice as an Attorney and Counselor at Law in all the courts of this State on September 17, 2003, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counselors at Law on file in this office, is duly registered with the Administration Office of the Courts, and according to the records of this Court is currently in good standing as an Attorney and Counselor-at-Law.

In Witness Whereof, I have hereunto set my hand in the City of Brooklyn on December 20, 2021.



Maria T. Fasulo

Acting Clerk of the Court



Appellate Division
Supreme Court of the State of New York
Second Judicial Department
45 Monroe Place
Brooklyn, N.Y. 11201
(718) 875-1300

HECTOR D. LASALLE
PRESIDING JUSTICE

MARIA T. FASULO
ACTING CLERK OF THE COURT

DARRELL M. JOSEPH
DEPUTY CLERKS

KENNETH BAND
MELISSA KRAKOWSKI
WENDY STYNES
ASSOCIATE DEPUTY CLERKS

To Whom It May Concern

An attorney admitted to practice by this Court may request a certificate of good standing, which is the only official document this Court issues certifying to an attorney's admission and good standing.

An attorney's registration status, date of admission and disciplinary history may be viewed through the attorney search feature on [the website of the Unified Court System](#).

New York State does not register attorneys as active or inactive.

An attorney may request a disciplinary history letter from the [Attorney Grievance Committee of the Second Judicial Department](#).

Bar examination history is available from the [New York State Board of Law Examiners](#).

Instructions, forms and links are available on [this Court's website](#).

Maria T. Fasulo

Maria T. Fasulo
Acting Clerk of the Court